

**Illinois Department of Revenue
Regulations**

Title 86 Part 435 Section 435.170 Restrictions and Limitations on the Conducting of Charitable Games

TITLE 86: REVENUE

**PART 435
CHARITABLE GAMES ACT**

Section 435.170 Restrictions and Limitations on the Conducting of Charitable Games

- a) *No license issued under the Act is assignable or transferrable (Section 4 of the Act).*

- b) *No person except a bona fide member or employee of the sponsoring organization, or a volunteer recruited by the sponsoring organization, may participate in the management or operation of a charitable games event (Section 8 of the Act).*
Participation in the management or operation of an event includes, but is not limited to: selling admission tickets or pull tabs at the event; selling or redeeming or in any way assisting in the selling or redeeming of chips; or participating in the conducting of any games played at the event or acting as a supervisor or pit boss of a person conducting the games. Conducting a game includes, but is not limited to, dealing cards in poker or other card games, spinning the roulette wheel, turning the chuck-a-luck cage, or acting as a croupier. Participation in the management or operation of games also includes persons who, at any time during the hours of the charitable games event, count or handle or supervise anyone who counts or handles any of the proceeds or chips at the event. A person who is present to ensure that the games are being conducted in conformance with the rules established by the licensed organization or is present to ensure that the equipment is working properly is also considered to be participating in the management or operation of a game. Setting up, cleaning up, selling food and drink, and providing security either for persons and property at the event (other than for the charitable games equipment and money, chips or scrip used in the conducting of charitable games), do not constitute, in and of themselves, participation in the management or operation of a charitable games event.

- c) *No person may receive any remuneration or compensation for participating in the management or operation of a charitable games event (Section 8 of the Act).*
 - 1) Employees of a sponsoring organization may participate in the management or operation of an event on a volunteer basis only. They may not be required to participate as a condition of employment, nor may they receive any compensation for such participation.

 - 2) Food and drink having a retail value less than \$10 which is provided to workers shall not be considered to be "remuneration or compensation."

- d) No person may participate in the management or operation of a charitable

games event and, at the same event, also place any wager, either personally or by proxy, on any charitable game conducted at the event.

e) All persons participating in the management or operation of a charitable games event shall wear name tags, plainly visible, on which are printed the first and last names of the wearer in letters at least one-half inch in height.

f) Volunteers, or bona fide members or employees of the sponsoring organization, may not participate in the management or operation of more than 4 charitable games events, either of the sponsoring organization or any other organization licensed to conduct charitable games, during a calendar year.

g) No person participating in the management or operation of a charitable games event may solicit or accept any tip, gratuity, gift, or other consideration from any participant or from any licensee under the Act. The charitable games licensee shall post at least one sign prohibiting tipping in a conspicuous place on the premises where the charitable games event is being conducted.

h) Only an organization licensed to conduct charitable games can make a determination that equipment is not working properly and that a game must consequently be shut down. If this determination has been made, the supplier's representative present at the event may contact the supplier to request removal and repair or replacement of the equipment.

i) The amount wagered by any participant on the outcome of any roll of dice, selection of a set of numbers at random, or spin of a wheel shall not exceed \$10 worth of chips. The amount wagered by any participant on any round of betting during a card game shall not exceed \$10 worth of chips. In poker, a round of betting is deemed to occur whenever a deal of cards, or group of cards on which a wager will be made, has been distributed to participants (e.g., after the first two cards, one up and one hole card, have been distributed in 5-card stud poker). In blackjack, a player is authorized to wager \$10 on each hand that has been "split." A blackjack player who has chosen to "double down" may wager an additional bet not to exceed \$10. The licensee shall not extend credit to any participant in the charitable games event at any time for any reason.

j) *No one other than the sponsoring organization of charitable games may have a proprietary interest in the game promoted (Section 8 (11) of the Act).*

k) **Illegal Gambling and Raffles**

1) Unlicensed raffles or other forms of gambling prohibited by law shall not be conducted on the premises where a charitable games event is being conducted. A raffle is "licensed" only when a document is issued to the charitable games licensee by a city or county pursuant to an ordinance providing for the licensing of raffles.

2) *No slot machines, including coin-in-the-slot-operated devices which allow a participant to play games of chance based upon cards or dice, shall be permitted to be used on the premises and during the time at which a charitable*

games event is being conducted (Section 8 of the Act).

I) Miscellaneous Provisions:

1) *No person under the age of 18 years may play or participate in the conducting of a charitable games event. Any person under the age of 18 may be within the area where charitable games are being played only when accompanied by his or her parent or guardian* (Section 8 of the Act). A licensee may, at its discretion, prohibit persons under the age of 18 from being within the area where charitable games are being played.

2) *No licensee shall knowingly permit the entry into any part of the premises where a charitable games event is being conducted by any person who has been convicted of a violation of Article 28 (Gambling) of the Criminal Code of 1961* (Section 10 of the Act).

3) No organization licensed to conduct charitable games shall purchase or lease any charitable games equipment other than from a person or organization licensed to supply charitable games equipment under the Act.

4) Any advertising by a sponsoring organization regarding the conducting of its charitable games events shall contain its name and charitable games license number

5) Charitable games may be conducted only between the hours of noon and 2:00 a.m.

(Source: Amended at 21 Ill. Reg. 3978, effective March 14, 1997)